

E-filing

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16
17 UNITED STATES DISTRICT COURT

18 NORTHERN DISTRICT OF CALIFORNIA

19
20 ALICIA MACKEY,

Case No.: CV 09-2288 CRB

21 Plaintiff,

**AMENDED STIPULATION AND
22 ~~PROPOSED~~ ORDER EXTENDING CASE
23 DEADLINES**

v.

24 AETNA LIFE INSURANCE COMPANY;
25 INTEL TOTAL COMPENSATION AND
26 BENEFIT PACKAGE; INTEL CORPORATION
27 LONG TERM DISABILITY PLAN,

Complaint filed: May 22, 2009

28 Defendants.

1 WHEREAS, on October 9, 2009, the Court ordered that the parties, ALICIA
2 MACKEY ("Plaintiff") and Defendant INTEL CORPORATION LONG TERM DISABILITY
3 PLAN, (hereinafter "Defendant"), to file and serve their respective Cross-Motion for
4 Summary Judgment of the issues in this ERISA action, opposition briefs, and reply briefs in
5 accordance with a Motion for Summary Judgment hearing date of April 23, 2010;

6
7 WHEREAS, the parties have not previously sought to continue or extend any
8 of the deadlines in this ERISA action related to the filing of the parties' Cross-Motions for
9 Summary Judgment;

10
11 WHEREAS, the parties agree that since they are endeavoring to settle the
12 case by having the Plaintiff undergo further independent physical examination and
13 assessment, the current filing deadline should be modified to provide sufficient time for the
14 parties to resolve anticipated discovery disputes and prepare their respective Cross-Motions
15 for Summary Judgment, opposition and reply briefs; to extent such discovery and motions
16 remain necessary.

17
18 NOW, THEREFORE,

19
20 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff and
21 Defendant, by and through their respective undersigned attorneys of record, to continue the
22 date set by the Court for hearing on the parties' Cross-Motions for Summary Judgment as
23 well as all associated deadlines, including the applicable deadlines for the filing of the
24 parties' opposition and reply briefs, and the date scheduled for the next Case Management
25 Conference to be set by the Court:

1 June 18, 2010

Last day for the Parties to file and serve Cross-Motions for Summary Judgment.

2
3 July 2, 2010

Last day for the parties to file and serve Opposition briefs.

4
5 July 9, 2010

Last day for the parties to file and serve Reply briefs in support of their respective Cross-Motions for Summary Judgment.

6
7 July 23, 2010
8 10:00 a.m.

Hearing on the parties' Motions for Summary Judgment.

9
10 _____, 2010
11 8:30 a.m.

Case Management Conference.

12 Good cause exists for this continuance of the existing deadline for filing the
13 parties' Motions for Summary Judgment, and all associated deadlines, as set forth above.

14 **IT IS SO STIPULATED.**

15
16 Dated: December 29, 2009

MILLER LAW GROUP
A Professional Corporation

17 By: _____/s/

18 Katherine L. Kettler
19 Attorneys for Defendant INTEL
20 CORPORATION LONG TERM
21 DISABILITY PLAN

22 Dated: December 29, 2009

KANTOR & KANTOR

23 By: _____/s/

24 Glenn R. Kantor
25 Attorneys for Plaintiff ALICIA MACKEY
26
27
28

ORDER

Having reviewed the Stipulation executed by Plaintiff ALICIA MACKEY and Defendant INTEL CORPORATION LONG TERM DISABILITY PLAN and good cause appearing, the Court hereby orders that the April 23, 2009 hearing on the parties' Cross-Motions for Summary Judgment and associated dates, as well as the scheduled Case Management Conference, are VACATED, and are rescheduled pursuant to the schedule set forth below.

June 18, 2010

Last day for the parties to file and serve Cross-Motions for Summary Judgment.

July 2, 2010

Last day for the parties to file and serve Opposition briefs.

July 9, 2010

Last day for the parties to file and serve reply briefs support of their respective Cross-Motions for Summary Judgment.

July 23, 2010
10:00 a.m.


Hearing on the parties' Cross Motions for Summary Judgment.

JUL 23 2010, 2010-
~~8:30 a.m.~~
10:00 a.m.

Case Management Conference.

IT IS SO ORDERED.

Dated: **DEC 31 2009**


The Honorable Charles R. Breyer
United States District Court Judge

4845-3756-3909, v. 1